IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 28TH MARCH 2007 / 7TH CHAITHRA 1929

Crl.Rev.Pet.No. 1366 of 2007()

CC.77/2006 of JUDL.MAGISTRATE OF FIRST CLASS-IV, PUNALUR

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REVN. PETITIONER/COMPLAINANT:

GIRISHKUMAR,
'GEETHA BHAVAN', KURAVANTHERI, KARUKONE P.O.,
ALAYAMON, ANCHEL.

BY ADV. SRI.K.ABDUL JAWAD

RESPONDENTS: STATE AND 2ND ACCUSED:

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1. STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. PRASANTHAKUMAR, S/O. SASIDHARAN PILLAI,
'PRASANNALAYAM', MATHRA, KARAVALUR.

BY PUBLIC PROSECUTOR SRI. C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 28/03/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU,J

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C.R.R.P.No.1366 OF 2007

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Dated this the 28th day of March, 2007

ORDER

The revision petitioner is the complainant in the proceedings initiated under Section 138 of the Negotiable Instruments Act. The court below dismissed the same under Section 204(4) Cr.P.C as the complainant was absent and no steps taken. It is submitted that the case was transferred from Judicial First Class Magistrate Court-I to Judicial First Class Magistrate Court-IV. The complainant did not notice the same and steps were taken in Judicial First Class Magistrate Court-I.

In the circumstances, the order of the court below is set aside. The court below is directed to permit the revision petitioner to further pursue the matter. The revision petitioner shall appear before the Judicial First Class Magistrate Court-IV, Punalur on 24.04.2007.

The Crl.R.P is allowed.

K.R.UDAYABHANU, JUDGE

dvs